

BILL NO. G-70-03- 26

GENERAL ORDINANCE NO. G- 82-70

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of utility easement in Interstate Industrial Park, Section C.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of utility easement by EDWARD MOPPERT, JR., having been filed with the Fort Wayne City Plan Commission, and a resolution having been duly adopted by the Fort Wayne City Plan Commission on January 26, 1970 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Statutes Ann., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97, adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following easement located in Fort Wayne, Allen County, Indiana, to-wit:

A utility easement seven (7) feet in width located parallel to and equidistant from the North line of Block 31, and also the Westerly lines of Block 31, all in Interstate Industrial Park, Section "C", an Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof, and as shown thereon.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

APPROVED AS TO FORM  
AND LEGALITY,  
  
CITY ATTORNEY

  
JACK R. DUNIGAN

Read the first time in full and on motion by Dunifon seconded by Rousseau and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 196\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 3-10-70 Thad G. Bonahoom  
City Clerk

Read the third time in full and on motion by Dunifon seconded by Fay and duly adopted, placed on its passage.  
Passed (100%) by the following vote:

AYES	<u>7</u>	NAYS	<u>1</u>	ABSTAINED	____	ABSENT	<u>1</u>	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Nuckols	_____	_____	_____	_____	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Rousseau	_____	<u>✓</u>	_____	_____	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 3-24-70 Thad G. Bonahoom  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 2-82-70 on the 24<sup>th</sup> day of march, 19670.

ATTEST: (SEAL)

Thad G. Bonahoom Herbert L. Tipton  
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25<sup>th</sup> day of march, 19670 at the hour of 8:30 o'clock A.M., E.S.T.  
Thad G. Bonahoom  
City Clerk

Approved and signed by me this 25<sup>th</sup> day of march, 19670 at the hour of 3:34 o'clock P.M., E.S.T.  
Harold S. Zeis  
Mayor

Bill No. G-70-03-26

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
amending General Ordinance No. G-97 by authorizing the vacation of utility easement  
in Interstate Industrial Park, Section C.,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

JACK K. DUNIFON, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GRAKE

PHIL A. STEIGERWALD

*Jack K. Dunifon*  
*Edwin J. Rousseau*  
*Thomas G. Adams*  
*William K. Grake*  
*Phil A. Steigerwald*

CONCURRED IN

DATE 5-24-70 FUAD G. DONAHOO, CITY CLERK